

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

DONALD COLE BURCHETT,

Plaintiff,

vs.

R.N. RANDI,

Defendant.

NO. CV-08-012-JLQ

ORDER DISMISSING ACTION

By Order filed June 2, 2008, the court directed Mr. Burchett, a *pro se* prisoner at the Spokane County Jail, to pay the full \$350.00 filing fee for this action as required by 28 U.S.C. § 1914(a). Plaintiff was precluded from proceeding *in forma pauperis* under 28 U.S.C. § 1915(g). The court cautioned Plaintiff, if he failed to pay, such failure would be construed as his consent to dismissal of this action. Plaintiff did not comply and he has filed nothing further in this action.

Accordingly, **IT IS ORDERED** this action is **DISMISSED without prejudice** for failure to comply with the filing fee requirements of 28 U.S.C. § 1914(a).

**IT IS SO ORDERED.** The District Court Executive is directed to enter this Order, enter judgment, forward a copy to Plaintiff and close the file.

**DATED** this 3rd day of July 2008.

s/ Justin L. Quackenbush  
JUSTIN L. QUACKENBUSH  
SENIOR UNITED STATES DISTRICT JUDGE